

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**LABORERS' PENSION FUND and )  
LABORERS' WELFARE FUND OF THE )  
HEALTH AND WELFARE DEPARTMENT )  
OF THE CONSTRUCTION AND GENERAL )  
LABORERS' DISTRICT COUNCIL OF )  
CHICAGO AND VICINITY, and JAMES S. )  
JORGENSEN, Administrator of the Funds, )**

**Plaintiffs,**

**v.**

**AYALA BROS. CONSTRUCTION CO., INC., )  
an Illinois corporation, )**

**Defendant.**

**Case No. 08 C 1559**

**Judge Holderman**

**NOTICE OF MOTION**

To: Ayala Bros. Construction Co., Inc.  
c/o Gerardo Ayala, Registered Agent and President  
3600 S. Albany  
Chicago, IL 60632

PLEASE TAKE NOTICE that at **9:00 a.m. on Tuesday, May 06, 2008**, or as soon thereafter as counsel can be heard, the undersigned will appear before the Honorable Judge James F. Holderman, Room 2541, Dirksen Federal Building, 219 South Dearborn Street, Chicago, Illinois 60604, and present ***Motion for Entry of Default Judgment***, a copy of which is herewith served upon you.

April 25, 2008

Laborers Pension Fund, et al.

By: /s/ Jerrod Olszewski

Office of Fund Counsel  
111 W. Jackson Blvd., Suite 1415  
Chicago, IL 60604  
(312) 692-1540

**PROOF OF SERVICE BY MAIL**

The undersigned certifies that on this 25<sup>th</sup> day of April 2008 he served this notice to the above addressee(s) via U.S. Mail.

/s/ Jerrod Olszewski